

April 18, 1977

LB 93, 7

PRESIDENT: Discussion. All in favor say aye, contrary say nay. The bill is advanced.

CLERK: On the next one, Mr. President, Senator Warner asks unanimous consent to unbracket LB 7 on Select File.

PRESIDENT: Is there an objection? Seeing none, it is so ordered.

CLERK: Now, Mr. President, I move adoption of the attached amendment to LB 7. Signed Senator Warner. The amendment is found on page 1381 of the Legislative Journal.

SENATOR WARNER: Mr. President, members of the Legislature, what we are proposing to do here, LB 7 was legislation introduced by the Legislative Council, the last Exec Board, which is no longer needed because the provisions were included in LB 193. The amendment that you find on page 1381 of the Journal corrects the error that was contained in LB 459 which was enacted by the body sometime ago and vetoed by the Governor while we were in recess because it did have a defect. The amendment corrects that defect, and if the body will adopt it, it would then permit tomorrow that LB 459 could within the time frame, could be enacted notwithstanding the Governor's objection and that way the committee proposed could be formulated or selected by the Exec Board and work in the area of coordination could proceed. The defect that was pointed out, at the public hearing, representatives of the community colleges asked that LB 488 which amended similar sections as 459 be included in the bill and it was written as they requested. 488 changed the process for pay out to community colleges from twelve equal installments to ten. However, 459 was enacted with the emergency clause without a separate effective date for the provisions of 488 that was included in it. The amendment that is on the floor will return the payments for June and July, correction, for May and June to be made as under the old law with the new provisions of 459 taking effect after July 1. That corrects any problem that might exist as far as community colleges are concerned. So if the body is willing...incidentally, the pay out for April, as I understand it, has been made. The next pay out is not necessary until between the 5th and the 20th of May. So if we start this bill on Select File and it can be there for five days over on Final Reading between now and passage, it will take care of the problem and 459 can be enacted with creating no problem there. As I recall, the only objection that the Governor had was this one of a technical error. At least, his letter indicated he had no substantive objection to the legislation other than this correction. With that explanation, Mr. President, I move the amendment appearing on page 1381 be adopted.

PRESIDENT: You have heard the motion. Record your vote. Have you all voted? Record.

CLERK: 26 ayes, 0 nays.

SENATOR CULLAN: Mr. President, members of the Legislature, I move that LB 7 as amended be advanced to E & F for engrossment.

PRESIDENT: The amendment carried. You have heard the motion of Senator Cullan to advance the bill. All in favor